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U.S.

TRANSCRIPT OF RECORD

Supreme Court of the United States

OCTOBER TERM, 1931

No. 42

STATE OF UTAH, PETITIONER,
AND INDEPENDENT COAL & COKE CO.,
vs.
THE UNITED STATES OF AMERICA

ON WRIT OF CERTIORARI TO THE UNITED STATES CIRCUIT COURT OF APPEALS FOR THE TENTH CIRCUIT

PETITION FOR CERTIORARI FILED APRIL 6, 1931

CERTIORARI GRANTED MAY 18, 1931

(35,771)

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[fol. 1]

IN UNITED STATES DISTRICT COURT, DISTRICT OF UTAH

Equity. No. 8224

THE UNITED STATES OF AMERICA, Plaintiff,

vs.

CARBON COUNTY LAND COMPANY, a Corporation, and INDEPENDENT COAL & COKE COMPANY, a Corporation, Defendants; State of Utah, Intervener

PLAINTIFF'S AMENDED BILL OF COMPLAINT—Filed Dec. 9, 1927

To the Judge of the United States District Court for the District of Utah:

Comes now the United States by its undersigned solicitors acting herein under authority and direction of the Attorney General, leave of Court being had and obtained therefor, and by this its amended bill of complaint against the Carbon County Land Company, a corporation and Independent Coal & Coke Company, a corporation, for cause of action alleges:

1. That the defendant company, Carbon County Land Company is a corporation organized under the laws of the State of Utah, with its office and principal place of business in Salt Lake City, in said State; that the defendant company, Independent Coal & Coke Company, is a corporation organized under the laws of the State of Wyoming and duly authorized to do business in the State of Utah, [fol. 2] through compliance with the laws of the State of Utah relative to foreign corporations, with its office and principal place of business in Salt Lake City, State of Utah.

2. That during the years 1901 to 1904 there were certified to the State of Utah under certain grants made to the State by the Act of July 16, 1924 (28 Stat. 107), the following described lands, to wit: